

REMARKS

In the present communication, no claims have been amended, added, or cancelled. As such, only Claim 93 is currently pending. The Examiner made a number of objections that are responded to below.

I. Objection to Figure 1

The Examiner objected to Figure 1 for not containing a sequence identifier in Figures 1 or in the Description of Figure 1. Applicants have amended the Description of Figure 1 to include the appropriate sequence identifier.

II. Trademark Use in the Specification

The Examiner objected to trademark usage in the specification, indicating that trademarks should be capitalized and followed by the generic terminology (Office Action, page 4). The specification has been amended by capitalizing all occurrences of “MONOQ” and “LOOP-AMP.” As such, Applicants submit that this objection should be withdrawn.

III. Double Patenting

In response to a non-statutory double patenting rejection over U.S. Pat. 7,452,705, and provisional rejection over co-pending application 10/719,372, in the Office Action mailed November 12, 2009, Applicants submitted two terminal disclaimers. The Patent Office accepted the terminal disclaimer related to co-pending application 10/719,372, but rejected the terminal disclaimer related to U.S. Pat. 7,452,705. Applicants submit that the terminal disclaimers were improperly reviewed.

Applicants resubmit a terminal disclaimer with the present communication that disclaims the terminal portion of any patent granted on this application which would extend beyond the expiration date of US Patent No. 7,452,705. Applicants assert that the terminal disclaimer is proper and signed by all the owners, in light of the correction of inventorship made in the Response to Office Action filed March 10, 2010, in which all inventors associated with

Epicentre Technologies were deleted. Filing of the terminal disclaimer overcomes the Examiner's rejection of claim 93 under non-statutory double patenting over U.S. Pat. 7,452,705.

Applicants decline to submit a terminal disclaimer over Application Serial No. 10/719,372, as it was a provisional rejection.

CONCLUSION

Should the Examiner believe that a telephone interview would aid in the prosecution of this application, Applicants encourage the Examiner to call the undersigned at 608-662-1277.

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